G. R. S. III—1] 1910.

23037

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 271—19

FILE HEADING.

Criminal Revision Petition no 161 of 1919-20, on the file of the Chief Court of Mysore

From

The Registrar, Chief Court of Mysore

No. 1154/C2 Dated 1st June 1920 Received on 21-6-1920

Diary No. 23037	Enclos. 1	Spare Copies. Nil	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Forwards for information a copy of order in Criminal Revision Petition No 161 of 1919 20 on the file of the Chief Court, reflecting on the procedure adopted by Mr P. Krishna Rao B.A Amildar Magistrate of French Rocks Sub-Taluk in a certain criminal case.

NOTES AND ORDERS.

① Subd for orders

KR 21/6/1920 Asst 21/6

② Subd for perusal. The Chief Court's remarks may perhaps be noted in the Confidential section against the Amildar's name.

D. M. 12/7

NOTES—First Sheet.

312 12-7-20

III Member — ③ The remarks communicated by the Amildar

G. R. S. III-2]

General and Revenue Secretariat. | File No. 27/ of 19

Serial No.

does not appear to be any serious mistakes in procedure has occurred given by these experienced men, a more warning I think is sufficient

13/7

Dewan Sl.

DEWAN'S OFFICE.
Recd. on, JUL 14 1920
Reg. No. 3741

(W) I think this official went out on tr. by Mr. Milden here in G & R Secty. Is it usual to issue a warning in such cases? If so, I see no objn. the G have on Milden's service

16-7-20

In serious cases this is sometimes done by

Dewan. Sl.

Secretariat. 17/7

(5) As the Branch has no information regarding the enquiry, the file may be returned to the Confidential Branch, for a note.

Subd. (1) To the Supdt Cashier, with Compts

24/7/20

(7) To the Rev Secty for favor of a note on the point

7/8

9/8

NOTE—Contn. sheet.

G. R S. III-2]

General and Revenue Secretariat.

C/o File No. 271 of 1919.

Serial No.

Ag T

(6) From a Copy of the Rp. put up, it will be seen that Govt may, if they please, adminster a warning in such cases. The Confidential remarks pertaining to Amildars and Dy Amildars will be entered in a Register which is kept in the Confidential Branch. Specific instances cannot be cited without a reference to that Register. Therefore the Confidential Branch will be in a better position to answer the query by giving an extract from the Register above referred to.

Subd.
J.N.
10/8/20

(9) If approved, this may be sent to the Confl. Br. & 11.8.20
the chief Secty. for action.
Rev/Secy)

DS
11.8.20

(10) There is certainly nothing against giving a warning to the Amildar. In the present case however, the mistake is not a serious one, & the Dist. Magte himself, has been asked in the judgment to issue necessary instructions to the Amildar. Hence no further action seems necessary.

Dewan (11) Papers Ref. to para 5. MM
DS 1.9.20

30.8.20

To Protection Br) DS 7-9

DEWAN'S OFFICE.
Recd. on SEP 1 1920
Reg. No. 2307

NOTE—Contn. sheet.

× No. R. 6273-3
G. R. S. III-2
Dated 30.4.19

Paras 5 to 8 of Rp are all useless nothing
MM
30/8/20

G. R. S. III-2.

General and Revenue Secretariat.

C5 File No. 271 of 1919.

Serial No.	
1959 17.9.20	(1) Subd for perusal. Sd 7/9 III Member (Sam 13) Sd 20/9

CHIEF CENSOR'S OFFICE
PROTECTION STAMP
29 SEP 1920

NOTE—Contn. sheet.

5 2303

No: 1154 Cr

CHIEF COURT OF MYSORE.

Bangalore, 16th June 1920.

From

G. Sreenivasa Iyer Esquire, B.A.,M.L.,
Registrar of the Chief Court of Mysore,
B a n g a l o r e.

To

C. S. Balasundaram Iyer Esquire, B.A.,
Chief Secretary to the Government of Mysore,
B a n g a l o r e.

S i r,

I am directed to forward herewith for the information of Government a copy of order in Criminal Revision Petition No. 161 of 1919-20 on the file of this court.

I have the honour to be,

S i r,

Your most obedient servant,

G Srinivasa Iyer

R E G I S T R A R.

AV.

6

IN THE CHIEF COURT OF MYSORE AT BANGALORE.

Monday, the 14th day of June 1920.

B E F O R E : Mr. Justice R.B. P l u m e r.

Criminal Revision Petition No: 161 of 1919-20 presented by Mr. S. Srikantiah, advocate for the petitioners 1. Dollegowda and 2. Siddiah, appellants in Criminal Appeal No: 17 of 1919-20 on the file of the City Magistrate of Mysore and accused in Criminal Case No: 28 of 1919-20 on the file of the Deputy Amildar Magistrate of French Rocks Sub Taluk, praying that the proceedings of the lower courts may be revised.

This petition coming on for admission this day and upon hearing the arguments of Mr. S. Srikantiah, advocate for the aforesaid petitioners, the Court pronounced the following:

O R D E R.

There seems no real ground for admission except that though the Amildar Magistrate issued process under sections 352 and 504, Indian Penal Code, he yet tried the case as a summons case, in that he did not frame a charge, though in other respects he adopted all the procedure of a warrant case. No doubt his procedure was irregular but it is clear that the accused fully knew what the charges against them were and had full opportunity to meet those charges. He has been in no way prejudiced and the irregularity ~~is~~ therefore is curable

both